

## **REMARKS**

Applicant is in receipt of the Office Action mailed October 4, 2004. The Examiner noted the use of the trademark “Java” in the application, specifically referencing claims 130, 137, 143, and 144. Upon closer examination of these claims, it is evident that the Examiner meant 130, 137, 143 and 145; therefore, claims 130, 137, 143 and 145 have been amended. Applicant has also amended portions of the Detailed Description to capitalize the term “Java”. Applicant further notes that the original application at page 2 lines 12 – 16 stated that the term “Java” and other terms were trademarks of Sun Microsystems. Applicant further notes that the term “Java” used herein is a registered trademark of Sun Microsystems, Inc., which is the Assignee of the present application. Therefore, Applicant fully intends to use the term “Java” in the trademark sense.

A nonstatutory double patenting rejection was made with respect to U.S. Patent No. 6,092,120. Applicant is filing herewith a terminal disclaimer to obviate the nonstatutory double patenting rejection.

## CONCLUSION

Applicant submits the application is in condition for allowance, and an early notice to that effect is requested.

If any extensions of time (under 37 C.F.R. § 1.136) are necessary to prevent the above referenced application(s) from becoming abandoned, Applicant(s) hereby petition for such extensions. If any fees are due, the Commissioner is authorized to charge said fees to Meyertons, Hood, Kivlin, Kowert & Goetzel PC Deposit Account No. 50-1505/5181-76201/JCH.

Also enclosed herewith are the following items:

- ☒ Terminal Disclaimer To Obviate A Double Patenting Rejection Over A Prior Patent
- ☒ Power of Attorney By Assignee and Revocation of Previous Powers
- ☒ Return Receipt Postcard

Respectfully submitted,



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